

Exhibit 13

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Page 1

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

ORACLE AMERICA, INC.,)
)
Plaintiff,)
) Case No.
vs.) CV 10-03561 WHA
)
GOOGLE, INC.,)
)
Defendant.)
_____)

VIDEOTAPED DEPOSITION OF MARK REINHOLD, Ph.D.
San Francisco, California
Tuesday, March 15, 2016
Volume I

*** HIGHLY CONFIDENTIAL - ATTORNEYS' EYES ONLY ***

Reported by:
CARLA SOARES
CSR No. 5908
Job No. 2265296
Pages 1 - 136

value would not be there.

MR. KAMBER: Why don't we take a break there.

THE VIDEO OPERATOR: This marks the end of Media No. 2 in the deposition of Dr. Mark Reinhold. We're going off the record at 4:15 p.m.

(Recess, 4:15 p.m. - 4:24 p.m.)

THE VIDEO OPERATOR: We're back on the record at 4:24 p.m. This marks the beginning of Media No. 3 in the deposition of Dr. Mark Reinhold.

THE WITNESS: So before we start, could I make an addendum to one of my earlier statements?

BY MR. KAMBER:

Q Sure.

A I was thinking about your question about Java SE and ME and the relationship of their declaring code.

And while, as I said, I have not worked on Java ME directly, I do know that large parts of the Java ME declaring code were copied from Java SE for the same reason that it was presumably copied into Android.

In other words, there's a -- there's kind of a parentage relationship in that when Java ME -- the CDC profile was created, those libraries -- my

understanding is, because I know some of the engineers who worked on it, those libraries were created by taking -- taking code, both the declaring and implementing code from Java SE and selectively removing things. So the declaring code that was left was still the same as the original.

Q Without getting into the content of your conversation, does that addendum come out of a conversation you had with counsel during the break?

A Yes.

Q And when you say that large parts of the Java ME declaring code were copied from Java SE, what do you mean? What do you mean by "large parts"?

A If you look at an API element in Java ME, if that element also exists in Java SE, then it will have, in most if not every case, the same declaring code.

Q What is your understanding of how many of the classes and methods from the 37 Java API packages are also in Java ME?

A I do not have quantitative figures in my head.

Q So you can't say that large parts of Java SE are in Java ME; is that fair?

MR. RAMSEY: Objection. Form.

THE WITNESS: Repeat the question, please.

BY MR. KAMBER:

Q You can't say that large parts of Java SE are in Java ME; is that fair?

A I would never say that.

Q Rather, you're saying that it's your understanding now after the break that large parts of Java ME are also in Java SE?

MR. RAMSEY: Objection. Form.

THE WITNESS: That's been my understanding for many years.

BY MR. KAMBER:

Q Turning back to Exhibit 1508, this is again the disclosures, on page 2, line 26, it says, "Dr. Reinhold may also present testimony regarding compatibility across Java editions, the meaning and importance of Java's 'write once, run anywhere' principle, and Android's incompatibility with Java."

Do you see that?

A Yes.

Q Let's break that down.

What, if any, testimony do you intend to present regarding compatibility across Java editions?

A Again, I don't know exactly what I will or will not testify about at trial.

Q But sitting here today, you can't disclose to me and Google what opinions you might provide at trial regarding compatibility across Java editions?

A I certainly can.

Q What are they?

A Compatibility has been one of the cornerstones of the success of the Java platform. There's always been a very strong commitment on the part of Sun, Oracle, other corporations, organizations and individuals, that every new edition of each Java platform is as compatible as possible with the previous so that existing applications continue to work.

Q What about -- first of all, what do you mean by "compatibility" here?

A Compatibility can be characterized in many different ways. But at a high level and broadly speaking, one important aspect of compatibility is, if I write an application and it runs on Java SE 1.4, does it run on Java SE 5?

If you are responsible for maintaining an application that's actually used, you probably want that to be true.